

COURT DECLARES DEAN ELECTED

Holds He Is Eligible to Take Seat in Council.

RESIGNS FROM RIO GRANDE

CASE MAY BE TAKEN TO THE STATE SUPREME COURT.

George D. Dean will sit in the next city council as a member from the Second precinct. An order declaring him elected was yesterday morning entered on the court records by Judge Thomas D. Lewis in the fourth division of the district court. At the same time he decided that Lord in J. Wood was also elected. The order, as far as the district court is concerned, disposes of the Dean-Burbridge election contest case, which was instituted by the successful contestant some weeks ago. An appeal may be taken to the state supreme court.

Before causing the order to be entered, Judge Lewis rendered a verbal decision on the demurrer of Burbridge that Dean was ineligible to office because he was, at the time of election, employed by a corporation which operated in the city under a franchise. The judge called attention to the fact that a few days ago Mr. Dean resigned his position as machinist with the road, and is not now employed by a corporation operating under the franchise granted by the city council. The fact being as it was, it was his opinion that Mr. Dean is perfectly eligible to hold the office to which he was legally elected.

Dean Files an Affidavit. When the case was called before C. F. and F. C. Lofbourn submitted an affidavit from Mr. Dean to the effect that he is not now employed by the Rio Grande Western Railroad company or any other corporation doing business under a franchise. They offered it in evidence in support of their contention that Mr. Dean is eligible to hold office. Judge Lewis admitted the affidavit, and duly considered it in deciding the case.

Attorney Erick took the stand that it was beyond the jurisdiction of the court to take cognizance of the contents of the affidavit, but that it was the duty of the court to decide that the two men receiving the highest number of votes had been elected.

In answer to that Judge Lewis said there was a decided question in his own mind whether he had any further jurisdiction than to declare at that time that Mr. Dean had been elected. He cited authorities to show that although a candidate received the highest number of votes, there should not be the least question as to his eligibility.

Court Declares Dean Elected.

The judge then went on to state that he did not see why a candidate for office, although in the employ of a corporation operating under a franchise, might not be eligible to office provided he resigned his position before he took the oath of office. He said there was a possibility of such a candidate being under obligations to the corporation after his induction into office, but that was a question which he was not to decide. The existing circumstances, called upon to decide. In the face of Mr. Dean's resignation as an employee of the Rio Grande Western Railroad company, he considered him eligible to office, and then declared him and Wood duly elected.

Then came the question as to who should pay the costs of the suit. It was rather a perplexing one, and the judge said he would take it under advisement until the clerk of the court could submit to him an itemized statement as to the costs.

DRESSMAKERS ARE WANTED

Salvation Army Solicits Aid in Gowning Dolls For Christmas Tree.

Forty dressmakers are wanted by the Salvation Army to make as many gowns for dolls, which are to be given away by Santa Claus at the army Christmas tree Friday night. The dolls range in length from sixteen to twenty inches. They are given to the army in a slightly damaged condition. In a booth on Second South street, near the corner of Main street, Santa Claus is repairing them. All the new gowns are made by the army. The seamstresses can leave the tiny garments at the booth or at 125 East Second South street. The public got the impression yesterday that the dolls being fixed by old Saint Nick were for sale and many offers to purchase were made, but rejected. The army is in need of more dolls, clothing, money and other donations which will go to help make a merry Christmas for poor people. Gifts can be left at either of the above places.

COMPANY H ARRIVES.

Will Probably Go on a Peace Footing This Morning.

Company H of the national guard arrived in Salt Lake on Rio Grande Western train No. 3 from Castle Gate last night. The boys came in a chair car, which was attached to the rear end of the train and spent the night in the car. They will all likely be relieved from further service this morning.

Lieutenant Bassett of company H did not accompany the command to Salt Lake, having been detached and placed on the brigade headquarters staff. Captain A. A. Smith of the signal corps accompanied the party to Salt Lake and will likely remain in the city until after New Year's.

CHARGED WITH FORGERY.

F. H. Engler, who was arrested some days ago on the charge of forgery, had a preliminary hearing yesterday before Judge Lewis in the fourth division of the district court. Engler is charged with having forged a time check worth \$100 bonds, F. H. Engler, who was before Justice Lee on the charge of assault and battery. He was fined \$5.

Notice. The winning numbers at the Unique theatre were:

First prize, 993; second prize, 1215; third prize, 3841; fourth prize, 1231; fifth prize, 4818; sixth prize, 7014. Bring in the ticket and get the prize.

HOLIDAY EXCURSIONS

Via Rio Grande Lines. One fare for the round trip between any two points in Utah. Selling dates, Dec. 24, 25, 31, Jan. 1. Final limit Jan. 4.

Just Arrived. A shipment of bath robes and lounging robes, the most complete stock in the city. Prices lower than you will be offered elsewhere.

RICHARDSON & ADAMS, 172 Main Street.

D. J. Sharp Coal company, 73 South Main street. Office telephone, 719. Yard telephone, 322.

You ought to see the fine goods at Park's Jewelry Store. They're very reasonable, too.

SALT LAKE NEWS

HOLIDAY PREPARATIONS.

District Schools to Render Appropriate Programmes.

Ephraim, Dec. 23.—Thursday afternoon the departments of the district schools of the city will render Christmas programmes in the different school buildings. The following programmes will be carried out by the sixth, seventh and eighth grades in the South ward school building:

Song, "With Loving Hearts"; School Reading;...Pupil of eighth grade Boys' chorus;...Eldora Mork, eighth grade Star drill;...Pupils of sixth grade Song;...Cleona Thorpe, eighth grade Recitation;...Joseph Young, seventh grade Instrumental music.

At the Central school at 2 o'clock. At the intermediate and grammar grade schools, the programmes will commence at 2 o'clock.

The officers of the Methodist church Sunday school will entertain the Sunday school pupils at their chapel Friday evening, Saturday evening, in Christmas festival will be held at the Presbyterian church.

Arnold Christensen, principal of the public schools at Glenwood, is home for the holidays.

Christensen's orchestra will furnish the music for a ball given by the Manti Ladies' Literary club, Monday evening, Dec. 28, at the Manti pavilion.

Rev. E. E. Mork of this city is acting superintendent of the M. B. mission in Utah. Rev. Mork is in the position of state superintendent, formerly held by Rev. Leitch of Salt Lake City.

A Primary Christmas entertainment was given in Larsen's pavilion Tuesday evening. The drama, songs and recitations by the little ones were well rendered. A similar entertainment was given by the North ward association last Saturday evening at the academy.

TAKE HOLIDAY VACATION.

Park City Schools Finish Successful Half Year.

Park City, Dec. 23.—Today the Park City school closed for the Christmas holidays, appropriate programmes being rendered by the different rooms. The closing of the school marks the end of the most successful half-year session in the history of the Park City schools. With the improved facilities for handling the large number of pupils enrolled, the present efficient corps of teachers, under the direction and supervision of Professor C. A. Biocher, have made great strides toward putting Park City schools on an equality with the best public school system in the state.

The city has been exceptionally fortunate in escaping the epidemic of influenza and the ordinary amount of sickness attendant upon a school enrollment of 1,200 children has been much lighter than in former years.

The high school is improving steadily and now there are about 180 pupils enrolled. This branch of the Park City school system is probably in its infancy, but the school having been established only about four years.

The session will begin Jan. 4, and it is expected that the enrollment will be materially increased. Among the parlor of the Maple Hall hotel were the scene of a very pretty though quiet wedding, when Judge B. M. Sperry acted as officiant. The bride was Miss Luella Broder of Ohio and J. V. Carpenter of Kansas man and wife. Mrs. Carpenter acted as bridesmaid and W. H. Miller was best man. The ceremony was witnessed only by a very few of the immediate friends of the contracting parties. Following the ceremony the happy couple left for a short visit with the groom's parents in Kansas, after which they will return to the Park. They were accompanied by their friends from Jan. 4 on Ontario avenue.

Yesterday the infant child of Mr. and Mrs. Frank Lake, who died here Monday, was taken to Heber for interment.

Early next week the musicians of Park City will meet, pursuant to a call issued by Sam Riddon, Jr., for the purpose of organizing an orchestra. For some time past there has been but one orchestra in town and it was always employed at the Maple dance hall. The Dewey theatre is now in need of an orchestra to play for shows in the house and it is to meet this requirement that the meeting is called. Organizing and leadership is all that is required to give Park City another first-class orchestra, and the musicians are anxious to give their services to the support of such a move as is now being made by Mr. Riddon.

Circulars are posted in conspicuous places over the town calling the attention of miners to the fact that there will be a meeting of the Miners' union in the Dewey theatre Friday, Dec. 25, for the purpose of considering the "hospital question." This day has been chosen as the best possible time for the holding of such a meeting, as all the men employed in the town will be off work for the day. One of the objects of the meeting is to elect a committee to look after the hospital question. The meeting is being held at the Dewey theatre, and the union is expected to be well represented. The union is a body of men who are employed in the town and who are anxious to give their services to the support of such a move as is now being made by Mr. Riddon.

A marriage license has been issued to each of the following couples: Lewis and Mary, aged 23, of Pleasant Grove; and John and Mary, aged 21, of Provo; W. C. Spaulding, aged 23, and Laura Wightman, aged 21, of Provo; H. H. Johnson, aged 21, of Provo; and John and Mary, aged 21, of Provo. The license was issued by the county clerk at Provo, and the couples are expected to be married in the near future.

HOLIDAY RATES. Via Oregon Short Line. Dec. 24, 25, 31, 1903, and Jan. 1, 1904. See agents for full particulars. 25 per cent off on all house calls. RICHARDSON & ADAMS, 172 Main Street.

AT CHRISTENSEN'S.

The usual Christmas day matinee and ball, 4 and 8:30 o'clock.

D. J. Sharp Coal company, 73 South Main street. Office telephone, 719. Yard telephone, 322.

JOB FOR CORRAL TANNER. Washington, Dec. 23.—Louis A. Dent, register of wills for the District of Columbia, has resigned, to take effect April 1. It is understood that Corporal James Tanner, formerly commissioner of pensions, is to succeed Mr. Dent.

Orangeville News Notes. Orangeville, Dec. 21.—At a meeting of the town board of Orangeville Saturday evening A. Tuttle was duly appointed as town marshal to succeed Oscar Robertson, whose term expires on the last of the present year. The appointment of Mr. Tuttle will give universal satisfaction, as he has served the people as constable, also as sheriff of Emery county, before, and can be relied upon to do his utmost to fulfill the office to which he has been appointed.

The ground here is dry and dusty; warm days and cold nights. A storm would be greatly appreciated. A great many of our citizens have gone to work at the coal mines to take the place of the outgoing strikers, and though inexperienced in coal digging, many of them are making very good wages.

California capital has been investigating the reservoir sites in our mountains here

with a view of storing water to reclaim several hundred acres of our arid lands.

A. A. Van Buren of this place had a narrow escape while returning from Price. In getting onto the wagon the horses became frightened and ran away, and a trail wagon ran over his legs and body, bruising him very badly, but no limbs were broken.

Next Saturday night the town boards of Orangeville and Castle Gate will meet to consider a proposition of electric light being installed for the two towns. The Orangeville Roller Mill company has an electric power in a plant and has proposed to unite the two towns on this proposition, and this will very likely be carried out within the next few months for supplying the plant and necessary apparatus.

Orangeville merchants will discontinue the credit system, commencing Jan. 1, and so say the managers of the different institutions.

Ward conference was held here last evening, and the authorities being retained in their respective offices and general good feelings being manifest.

DEATH OF CHAS. W. HUBBARD. Box Elder's Oldest Male Resident Laid to Rest.

Willard City, Dec. 21.—The funeral services over the remains of Charles W. Hubbard, the oldest man in Box Elder county, was held in the lumbered today, the building being filled to its utmost capacity with people from all over the county. Mr. Hubbard was born in Sheffield, Mass., Feb. 7, 1819. When a small boy his parents removed to the state of Michigan, where he remained until after reaching maturity. In August, 1832, he was married to a woman who is still survives him, they having lived together over seventy-one years as husband and wife.

In January, 1833, he and his wife joined the Mormon church, and he immediately took up abode in this country, passing through all the mobbing, trials and vicissitudes that the church was subject to both in the States of Missouri and Illinois.

He was intimately associated with Joseph Smith and in the latter's mission of the latter.

After the expulsion of the Mormons from Nauvoo he remained in the state of Iowa until the year 1848, when he emigrated to Utah, settling first in Salt Lake City and afterward in Weber county, where, in company with Hon. Lorin Farr, he built the first grist mill north of Salt Lake City.

In March, 1852, he settled in Willard, and has been associated with the town and county for over half a century, being the first bishop of the ward, in which capacity he served from 1856, when he was called on a mission to Great Britain.

He returned in 1851, since which time he has resided continuously in Willard, being noted for his energy, thrift and liberality, always ready to assist those in distress and contributing in every necessary way to provide employment for the poor.

He was a powerful and healthy man, of undaunted courage, and was especially adapted for the hardships of the pioneer life. He was the father of thirteen children, a host of grandchildren and great-grandchildren, and had the respect and friendship of the whole community.

IS RUSTLING FOR BAIL. Judge Booth Issues An Order in the Yarnell Case.

Vernal, Dec. 19.—Attorney Otto Nelson received a telegram last night from Attorney John Pope, informing him that Attorney Nelson had been arrested in the Yarnell case, Judge Booth had issued an order admitting their client to bail in the sum of \$5,000. The word was at once taken to Yarnell at the county jail, who was much pleased at the outcome of John Nelson's arrest.

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WALKER'S STORE

Today--Christmas Eve--Misses' Coats at Half Prices.

THESE are the larger sizes found in the ready-to-wear store, because small women as well as misses can wear them. Most charming styles. Made of best cloths. Fitted backs and loose backs, with and without capes. A group of thirty-five very good color variety—that will certainly leave us today to be pleasing gifts to many little misses, who always like to appear in new togs on Christmas day.

Half Prices—
The \$7.50 Coats for—\$3.75
The \$8 Coats for—\$4.
The \$9 Coats for—\$4.50.
The \$10 Coats for—\$5.
The \$12 Coats for—\$6.
The \$13.50 Coats for—\$6.75.
The \$14 Coats for—\$7.
The \$15 Coats for—\$7.50.

The Half Price Dress Goods. For Christmas Giving.

Everybody knows somebody who would delight in a dress pattern present. But all the hundreds that have gone out of here since the sale began were not alone for giving. Many women took advantage of the great saving to supply themselves and family. The fabrics are all new—some the very choicest in all the stock. Colors and black. 50c up to \$5 a yard goods—today the patterns for entire dress or separate skirt—HALF THESE PRICES.

Come for the Dolls That Were in the Contest Tomorrow--Thursday.

Every little girl who entered a doll showed splendid skill and deserves greatest praise. The committee who awarded the prizes—Mrs. R. C. Woodruff, Mrs. C. F. McMahon, Mrs. J. F. Cowan—and the Walker Store sincerely congratulate every one. Three little "Buster Brown" handkerchiefs are given with each doll. Come Thursday for them. Here are the names of the prize winners:

First Prize—\$15 doll carriage, Frances Clayton, for sewing.
Second Prize—\$12 dressed doll, Bessie Catton, for sewing.
Third Prize—\$6 undressed doll, Clara Betts, sewing.
Fourth Prize—\$4.50 doll bath tub, Cora Betts, for sewing.
Fifth Prize—\$3.50 doll bed, Winifred Tibbets, for sewing.
Sixth Prize—\$2.50 game, Ruby Jones, for daintiness and sewing.
Seventh Prize—\$1.75 doll piano, Erminie Walker for style.

Walker Brothers Dry Goods Co.

THE SALT LAKE ROUTE

TWO NIGHTS & TWO MATINEES. BEGINNING

Christmas Matinee at 2:15.

Charles Frohman Presents Clyde Fitch's Best Play.

THE GIRL WITH THE GREEN EYES

With Ida Conquest.

As presented last season at the Savoy theatre, New York.

Prices 25c to \$1.50. Seats on sale today.

SALT LAKE THEATRE. GEO. D. PYPER, MANAGER. CURTAIN 8:15.

TWO NIGHTS, TUESDAY and WEDNESDAY.

Dec. 29 and 30.

F. C. WHITNEY.

The Queen of Singing Comedies.

LULU GLASER

In the Dainty Comic Opera.

By Stanislaus Stange and Julian Edwards.

BEAUTIFUL SCENERY. MAGNIFICENT COSTUMES.

A Perfect Production.

Prices, 50c, 75c, \$1.00, \$1.50, \$2.00. Sale begins Saturday.

McCORMICK & CO

BANKERS.

SALT LAKE CITY, UTAH.

Hotel Knutsford

O. S. HOLMES, Proprietor.

New and elegant in all its appointments; 250 rooms, single and en suite; 25 rooms with bath.

Call and select your presents for the men folk from the largest line of wool.

HATS

In the city. Hat repairing a specialty. Phone 1290-X.

Salt Lake Hat Factory

24 East First South St.

A GOOD WORD FOR
Peery Bros.' Wheat Flakes.
Not a fat, not a compound, but a pure food, a high type of wheat, perfect wheat, graded and milled in a scientific manner.
Buy and Try.

There's no use doing something for somebody, what never done nothing for you. If you don't like

HUSLER'S FLOUR

Send it back and get your money.

The same to you and many of them.
McConahay.

Smokers' Articles Pipes and Cigars

We invite you to call and examine our unequalled assortment

At Every-Day Prices

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